



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventors: Hans-Ulrich DEMUTH et al.
Serial No.: 10/676,832
Attorney Docket No.: PBD-00004-D1-CON
Formerly 20488/44-DIV-CON
Filed: October 01, 2003
Art Group: 1646
Examiner: Not Yet Assigned
Title: METHOD FOR THE
IMPROVEMENT OF ISLET SIGNALING IN
DIABETES MELLITUS AND FOR ITS
PREVENTION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450, on the date appearing below.

OSI Pharmaceuticals, Inc.
By Shu M. Lee
Shu M. Lee

Date 09 Aug 2005

Commissioner for Patents
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE REGARDING POWER OF ATTORNEY AND CHANGE OF CORRESPONDENCE ADDRESS

Applicants respectfully request reconsideration of the non-acceptance of the Power of Attorney mailed 05 May 2005 for the above-identified application. A copy is enclosed for the Examiner's convenience (the typographical error in the customer number 38724 is corrected). Applicants certify that the Power of Attorney is signed by one empowered to sign on behalf of the organization. Applicants respectfully submit that all the requirements of 37 CFR 3.73(b) to establish ownership and authority has been fulfilled. MPEP 324 states that an officer, such as the Chief Executive Officer, is presumed to have authority to sign the submission on behalf of the assignee. Prosidion Limited is the assignee of 100% interest, as evidenced by the enclosed copy of the Recordation submitted to the U.S. Patent and Trademark Office on April 11, 2005, of the

Confirmatory Assignment to Prosidion from Probiodrug – which itself was the holder of 100% interest in an assignment from the inventors recorded at Reel 012007, Frame 0643 on July 23, 2001. Anker Lundemose, as its Chief Executive Officer, is empowered to act on Prosidion's behalf.

Attorney for applicants hereby certifies that Prosidion is the assignee of 100% interest, that Anker Lundemose as Chief Executive Officer is empowered to sign on Prosidion's behalf, as evidenced by the previous submission. Commissioner is authorized to charge any deficiencies in fees and credit any overpayment to OSI Pharmaceuticals, Inc. Deposit Account No. **50-2783**.

Very truly yours,



Shu M. Lee
Attorney for Applicants
Registration No. 41,147
Telephone No. (631) 962-2056
or (516) 924-4035
Fax No. (631) 752-3880

09 August, 2005
OSI Pharmaceuticals, Inc.
58 South Service Road, Suite 110
Melville, NY 11747



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By Shu M. Lee
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Date 05 May 2005

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**REVOCATION AND NEW POWER OF ATTORNEY
AND CHANGE OF CORRESPONDENCE ADDRESS**

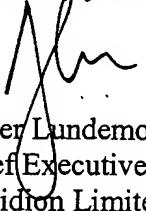
Prosidion Limited is the assignee of 100% interest, as evidenced by the enclosed copy of the Recordation submitted to the U.S. Patent and Trademark Office on April 11, 2005, of the Confirmatory Assignment to Prosidion from Probiodrug – which itself was the holder of 100% interest in an assignment from the inventors recorded at Reel 012007, Frame 0643 on July 23, 2001. As the assignee of 100% interest, Prosidion hereby revokes all previous powers of attorney given in the above-identified application and hereby appoints the patent practitioners in the Legal Department of OSI Pharmaceuticals, Inc. registered to practice before the U.S. Patent and Trademark Office. They are presently Shu M. Lee, registration No. 41,147, Kimberly Nguyen, registration No. 47,821, and Alexander Stewart, registration No. 47,110.

20488/44-DIV-CON
PBD-00004-D1-CON
10/676,832
Examiner:
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Further, Assignee requests change of Correspondence Address to the address below, associated with **Customer Number 538724**. Commissioner is authorized to charge any deficiencies in fees and credit any overpayment to OSI Pharmaceuticals, Inc. Deposit Account No. **50-2783**.

Very truly yours,


Anker Lundemose
Chief Executive Officer
Prosidion Limited

29 APRIL, 2005

Attorney for Applicants can be reached at the telephone number and address below.

Very truly yours,



Shu M. Lee
Attorney for Applicants
Registration No. 41,147
Telephone No. (631) 962-2056
or (516) 924-4035
Fax No. (631) 752-3880

05 May, 2005
OSI Pharmaceuticals, Inc.
58 South Service Road, Suite 110
Melville, NY 11747



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Form PTO-1595 (Rev. 03/05)
OMB No. 0651-0027 (exp. 6/30/2005)

U.S. DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

RECORDATION FORM COVER SHEET PATENTS ONLY

To the Director of the U.S. Patent and Trademark Office: Please record the attached documents or the new address(es) below.

1. Name of conveying party(ies)

PROBIDRUG AG

Additional name(s) of conveying party(ies) attached? Yes No

3. Nature of conveyance/Execution Date(s):

Execution Date(s) 21 Mar 2005, 05 April 2005

Assignment Merger
 Security Agreement Change of Name
 Joint Research Agreement
 Government Interest Assignment
 Executive Order 9424, Confirmatory License
 Other

2. Name and address of receiving party(ies)

Name: PROSIDION LIMITED

Internal Address: _____

Street Address: Windrush Court, Watlington Road

City: Oxford, OX4 6LT

State: _____

Country: United Kingdom Zip: _____

Additional name(s) & address(es) attached? Yes No

4. Application or patent number(s):

This document is being filed together with a new application.

A. Patent Application No.(s)

11/042,562,60/368197,10/117022,11/022087,09/932546,10/970526
10/200919,
10/361956,10/727209,09/745776,10/735582,09/745883
09/682968,10/246817,10/667200,60/443417,10/839122,
60/467914,60/499535,60/507408

B. Patent No.(s)

Additional numbers attached? Yes No

5. Name and address to whom correspondence concerning document should be mailed:

Name: Alison Blakey

Internal Address: _____

Street Address: Windrush Court, Watlington Road

City: Oxford, OX4 6LT, United Kingdom

State: _____ Zip: _____

Phone Number: 011 44 1865 782634

Fax Number: 011 44 1865 782601

Email Address: ablakey@prosition.com

6. Total number of applications and patents involved: 44

7. Total fee (37 CFR 1.21(h) & 3.41) \$ 1,740.00

Authorized to be charged by credit card
 Authorized to be charged to deposit account
 Enclosed
 None required (government interest not affecting title)

8. Payment Information

a. Credit Card Last 4 Numbers _____
Expiration Date _____

b. Deposit Account Number 50-2783

Authorized User Name Shu Muk Lee

9. Signature:

Shu Muk Lee

Signature

Shu Muk Lee

Page 1 of 1

11/14/2005

Date

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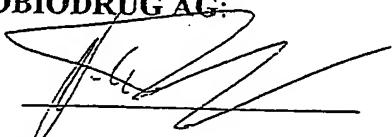
CONFIRMATORY ASSIGNMENT

WHEREAS PROBIODRUG AG (formerly Probiодrugs Gesellschaft für Arzneimittelforschung mbH) of Weinbergweg 22, 06120 Halle/Saale, Germany with its seat in Halle and registered with the commercial register of the local court of Halle-Saalkreis under folio no. HRB 13719, ("Assignor") is owner of the US Patents and Patent Applications indicated in the schedule hereto ("Patents");

WHEREAS Assignor has by virtue of an Asset Transfer Agreement dated 17 June 2004 ("Asset Transfer Agreement") assigned the Patents to PROSIDION LIMITED (formerly OSI Diabetes Limited), a company registered in England and Wales under registered number 4600121 and having its registered office at Windrush Court, Watlington Road, Oxford, OX4 6LT, UK ("Assignee");

NOW, THEREFORE, to all whom it may concern be it known that Assignor having received good and valuable consideration from Assignee hereby confirms the assignment and transfer to Assignee with full title guarantee, free from all and any encumbrances, charges or other third party rights, of all right title and interest in the Patents including any continuation applications, divisional applications or continuation-in-part applications relating to such Patents and any patent applications or patents corresponding to or claiming priority from such Patents anywhere in the world and any extensions of the exclusivity granted in connection with such Patents, including but not limited to, extensions granted under the US Drug Price Competition and Patent Term Restoration Act 1984 and the EC Supplementary Protection Certificate Regulation (Council Regulation (EEC No 1768/92) and any legislation amending, replacing or implementing the foregoing; and including the right to recover and take all such proceedings as may be necessary for the recovery of damages or otherwise in respect of all infringements of any of the Patents, whether committed before or after the date of the Asset Transfer Agreement.

For PROBIODRUG AG:

Signed: 

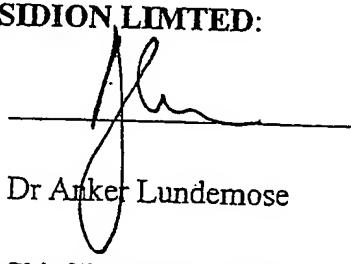
Name: Dr Hans-Ulrich Demuth

Capacity: Chief Executive Officer

Date:

21.03.2005

For PROSIDION LIMITED:

Signed: 

Name: Dr Anker Lundemose

Capacity: Chief Executive Officer

Date:

5.04.05

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SCHEDULE

PATENTS

10/186177
60/301158
6500804
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